

ORDINANCE NO. 229

AN ORDINANCE APPROVING THE ANNEXATION OF "ACADEMY ADDITION"

WHEREAS, on the 5th day of October, 1936 a petition ~~was~~ presented and filed with this City council asking that certain ~~inhabited~~ new territory, therein described, be annexed to the City of Lodi and that an election be called and held in said territory upon the question whether said territory shall be annexed to, incorporated in and made a part of the City of Lodi and the property therein be, after such annexation, subject to taxation equally with property in said City to pay that portion of the bonded indebtedness of the City of Lodi issued and outstanding at the date of said petition for annexation ~~or~~ theretofore authorized, and,

WHEREAS, after the filing of said petition for annexation and at the next meeting of this City Council next succeeding said filing, the City Clerk of this City reported that the signatures annexed thereto were in excess of one-fourth ( $\frac{1}{4}$ ) of the number of electors residing in said proposed new territory, and this City Council did thereon pass and adopt its Resolution No. 862 wherein the hour of 8:00 o'clock P.M. of Monday, November 9, 1936 and the Council Chambers of this City Council in the City Hall of the City of Lodi were designated as the time and place where and when objections would be heard ~~from~~ property owners in the proposed ~~new~~ territory to annexation of the same. Said Resolution No. 862 also contained ~~among~~ other things a declaration of this City Council of its intention to ~~call~~ an election in said territory in not less than fifty (50) days ~~from~~ the date of the adoption thereof upon the question of whether the property in said territory shall be annexed to said City and after said annexation be taxed equally with the property now in the City of Lodi to pay that portion of the bonded indebtedness of said City issued and outstanding at the date of such election, and a copy of said Resolution No. 862 ~~was~~ published in time, ~~form~~ and manner as required by law in the Lodi News-Sentinel, a newspaper of general circulation printed and published in the City of Lodi, as ~~is~~ evidenced by the affidavit of Clyde C. Church now on file and of record in the office of the City Clerk of this City, and,

WHEREAS, no objections in writing or otherwise were received or filed with this City Council up to and including the hour of 8:00 o'clock P.M., of Monday, November 9, 1936 nor thereafter, and this City Council having acquired jurisdiction so to do then did on said 9th day of November, 1936 ~~pass~~ and adopt its Resolution No. 864 ordering and calling and giving notice ~~of~~ a special election to be held in the said proposed new territory on Tuesday, December 15, 1936, and,

WHEREAS due and proper notice of said election ~~was~~ given by publication of a notice thereof for once each week for the four (4) weeks next preceeding the date set for the said election in the "STOCKTON RECORD", a newspaper of general circulation printed and published in San Joaquin county outside the City of Lodi, as is evidenced by the affidavit of Earl Lenfesty now on file and of record in the office of the City Clerk of this City, and,

WHEREAS, said election was held and conducted in accordance with law and the provisions contained in Resolution No. 864 on the said Tuesday, the 15th day of December, 1936 and the votes cast thereat received and counted and the returns thereof transmitted to this City Council who did thereafter, at its next regular meeting held next after three days from the date of said election, to-wit, held on the 21st day of December, 1936, canvass the returns of said election and declare the result thereof and as a result of said canvass this City Council herein finds and declares that the total number of votes cast at said election was sixty-five (65); that the total number of votes cast in favor of the proposal and for annexation was thirty-seven (37); that the total number of votes cast against the proposal and against said annexation were twenty-eight (28); and that the necessary majority of votes required by law were cast in favor of the proposal and for annexation, now therefore,

The City Council of the City of Lodi does ordain as follows:

Section 1: That the annexation to the City of Lodi of the following described inhabited, unincorporated territory designated as "ACADEMY ADDITION" be, and the same is hereby approved, ratified and confirmed, which said territory is contiguous to the City of Lodi, County of San Joaquin, State of California and is particularly bounded and described as follows:

Commencing on the West line of Cherokee Lane (as said west line now exists) at a point where said West line of Cherokee Lane is intersected by the North line of Poplar Street in the "Lodi Barnhart Tract", thence Southerly on and along the ~~nos~~ existing West line of Cherokee Lane to a point where the same intersects the North line of Kettleman Lane as said Kettleman Lane is delineated and so designated on the official map of "Lodi Barnhart Tract", thence Westerly on and along the North line of said Kettleman Lane to a point 269 feet Easterly and 25 feet Northerly from the Southwest corner of Section 12, Township 3 North, Range 6 East, M.D.B.&M., such point being the Southwest corner of "Bewley Suburban Acres" as per the official map thereof, thence Northerly on and along the West line of said Bewley Suburban Acres and its Northerly continuation to the intersection of the same with the North line of the Southwest one-quarter ( $\frac{1}{4}$ ) of Section 12, Township 3 North, Range 6 East, M.D.B.&M., thence Westerly on and along said North line of the Southwest one-quarter ( $\frac{1}{4}$ ) of Section 12, a distance of 301.6 feet more or less to a point 30 feet East from the Northwest corner of said Southwest one-quarter ( $\frac{1}{4}$ ) of Section 12, such point being on the East line of Quinby Avenue, thence Northerly on and along said East line of Quinby Avenue a distance of 706 feet more or less to the present boundary line of the City of Lodi, thence Easterly on and along said boundary line to a point on the East line of South School Street in "Hutchins Addition", thence Southerly along said East line of South School Street to the intersection of the same with the Westerly extension of the North line of Poplar Street, thence Easterly along the said Northerly line of Poplar Street and its Westerly extension to its intersection with the present Westerly boundary line of Cherokee Lane and the point of beginning first in this description mentioned. The lands herein described and sought to be annexed to the City of Lodi are delineated and designated on or form a part of lands included in the following maps and plats, San Joaquin County records:

Lodi Barnhart Tract, Filed November 5, 1906.

Acacia Tract, Filed June 28, 1921.

A. J. Larson's Subdivision of a Portion of SW $\frac{1}{4}$  Section 12, T3N, R6E, Filed December 8, 1891.

Bewley Suburban Acres, Filed March 7, 1921.

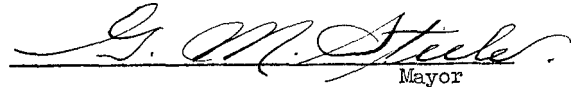
Hutchins Addition to the Town of Lodi, Filed April 10, 1897.

Section 2: That the property within said territory shall from the date of the annexation thereof be subject to taxation equally with the property within said City of Lodi to pay all of the bonded indebtedness of said City outstanding at the date of the filing of said petition of annexation and at the date of the first publication of the notice of election as the amounts of said bonded indebtedness are set forth in the said Notice of Election.

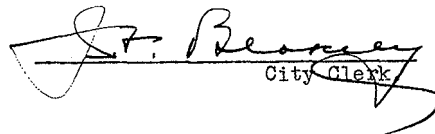
Section 3: That the City Clerk of this City shall forthwith upon the taking effect of this Ordinance make and certify under the seal of the City of Lodi and transmit to the Secretary of State of the State of California a copy of this Ordinance giving the date of its passage.

Section 4: This Ordinance shall take effect and be in full force and effect at the times and in the manner provided by law.

I, hereby approve and sign the foregoing Ordinance No. 229 this  
4th day of January, 1937.

  
Mayor

ATTEST:

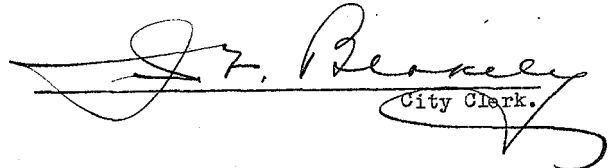
  
City Clerk

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State of California,     )  
County of San Joaquin,   )  
City of Lodi.               ) ss.

I, J. F. BLAKELY, the duly elected, qualified and acting City Clerk of the City of Lodi, County of San Joaquin, State of California, do hereby certify that the annexed copy of ORDINANCE NO. 229 entitled "AN ORDINANCE APPROVING THE ANNEXATION OF 'ACADEMY ADDITION'" is a full, true and correct copy of said ordinance and that the same was regularly introduced at a regular meeting of the City Council of said City held on December 21, 1936 and was thereafter finally passed, adopted and ordered to print at a regular meeting of said City Council of said City held on January 4, 1937 and that said Ordinance has been published according to law.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the said City of Lodi this 7th day of January, 1937.

  
City Clerk.